

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Takanori ITOU et al.
Title: POSITIVE ELECTRODE MATERIAL FOR NON-
AQUEOUS ELECTROLYTE LITHIUM ION
BATTERY AND BATTERY USING THE SAME
Appl. No.: Unassigned
International Filing Date: 11/29/2004
371(c) Date:
Examiner: Unassigned
Art Unit: Unassigned
Confirmation Number: Unassigned

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

A copy of each non-U.S. patent document and each non-patent document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), within three (3) months of the date of entry of the national stage as set forth in 37 CFR §1.491.

RELEVANCE OF EACH DOCUMENT

Documents A1-A5 and A7 listed on the attached PTO/SB/08 were cited as being relevant during the prosecution of the corresponding International Application. A copy of the International Search Report is attached setting forth the portion of each document considered relevant by the examiner.

The relevance of non-English document A6 is described in the present specification.

Unless otherwise indicated, no English translation is readily available (not considering machine-generated translations that may be freely available online, to both the Applicant and the PTO) for the non-English language documents. However, commercially available English language abstracts are provided herewith, where indicated on the attached Form PTO/SB/08. Inasmuch as Applicants have endeavored to provide at least one item that complies with the requirement for a "concise explanation of relevance" for each of the non-English language documents, each of these documents has been submitted in compliance with the PTO requirements and should be considered by the Examiner (37 CFR §1.97, §1.98 and MPEP §609).

Applicants respectfully request that the listed documents be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

Respectfully submitted,

Date June 5, 2006

By *Richard L. Schwaab*

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IAP2 Rec'd PTO/PTO 05 JUN 2006
Complete if Known

Substitute for form 1449B/PTO				Application Number		Unassigned	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT				Filing Date		06/05/2006	
Date Submitted: June 5, 2006				First Named Inventor		Takanori ITOU	
(use as many sheets as necessary)				Group Art Unit		Unassigned	
				Examiner Name		Unassigned	
Sheet	1	of	1	Attorney Docket Number		040302-0569	

U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
	A1	2002/0076613	A1	LEE ET AL.	06-20-2002	
	A2	2004/0096743	A1	OKAE ET AL.	05-20-2004	
	A3	2004/0253518	A1	HOSOYA ET AL.	12-16-2004	

UNPUBLISHED U.S. PATENT APPLICATION DOCUMENTS						
Examiner Initials*	Cite No. ¹	U.S. Patent Application Document		Name of Patentee or Applicant of Cited Document	Filing Date of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Serial Number	Kind Code ² (if known)			

FOREIGN PATENT DOCUMENTS							
Examiner Initials*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Office ³	Number ⁴	Kind Code ⁵ (if known)			
	A4	EP	0 536 425	A1	SONY CORPORATION	04-14-1993	
	A5	WO	97/49136	A1	WESTAIM TECHNOLOGIES INC.	12-24-1997	
	A6	JP	2002-203552	A	TOSHIBA CORP.	07-19-2002	Abstr.
	A7	JP	2002-203552	A	MITSUI TOATSU CHEM INC.	02-18-1997	Abstr.

NON PATENT LITERATURE DOCUMENTS				
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.		

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.